

Docket No.: MASIMO.236C1

JUN 16 2006

Page 1 of 2

Please Direct All Correspondence to Customer Number 20995

## AMENDMENT / RESPONSE TRANSMITTAL

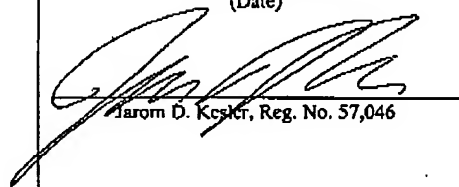
Applicant : Mohamed K. Diab  
 App. No : 10/695,405  
 Filed : October 28, 2003  
 For : OPTICAL SPECTROSCOPY  
 PATHLENGTH MEASUREMENT  
 SYSTEM  
 Examiner : Eric F. Winakur  
 Art Unit : 3736

CERTIFICATE OF FAX TRANSMISSION  
PTO CENTRALIZED FAX

I hereby certify that this correspondence and all  
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 (571) 273-8300 on the date shown below:

June 16, 2006

(Date)



Jarom D. Kocik, Reg. No. 57,046

Mail Stop AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Amendment and Response to Office Action Dated March 20, 2006 in 7 pages.
- (X) Terminal Disclaimer Under 37 CFR § 1.321 in 2 pages.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims	20 - 20 = 0	1202 (\$50)	0 x 50 =	\$0
Excess Independent	4 - 3 = 1	1201 (\$200)	1 x 200 =	\$200
Terminal Disclaimer	1.17(a)(3)	1253 (\$130)		\$130
TOTAL FEE DUE				\$330

- (X) Charge \$330 to Deposit Account No. 11-1410.

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June 16, 2006

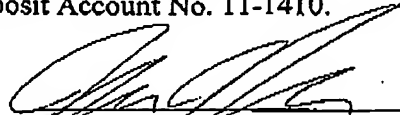
App. No.: 10/695,405

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- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



Jarom D. Kesler

Registration No. 57,046

Attorney of Record

Customer No. 20,995

(949) 760-0404

2688294  
061506

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TO: Examiner Eric F. Winakur  
USPTO FACSIMILE NO.: 571-273-8300  
USPTO REFERENCE: Applicant: Mohamed K. Diab  
Serial No.: 10/695,405  
Filed: October 28, 2003  
Title: OPTICAL SPECTROSCOPY PATHLENGTH  
MEASUREMENT SYSTEM  
ATTORNEY: Jarom D. Kesler  
PHONE NO.: 949-721-2923  
ATTORNEY DOCKET NO.: MASIMO.236C1  
TOTAL PAGES: 12 (INCLUDING COVER SHEET)  
DOCKETING AGENT:  
DATE: June 16, 2006

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Facsimile Operator Phone Number: (949) 760-0404

Direct Line to Machine: (949) 760-9502

MESSAGE: *Attached for filing in the above-referenced application are:*

■ TRANSMITTAL: LETTER IN 2 PAGES;

■ AMENDMENT AND RESPONSE TO OFFICE ACTION DATED MARCH 20, 2006 IN 7 PAGES; AND

■ TERMINAL DISCLAIMER UNDER 37 CFR § 1.321

2688354  
061506San Diego  
619-235-8550San Francisco  
415-954-4114Los Angeles  
310-551-3450Riverside  
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